IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re c | application of: | | |
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| | STEVEN R. SM | птн | |
| Serial | No.: | | ART UNIT: |
| Filing (| Date: Septemb | er 15, 2003 | |
| Contir | nuation of Serial filed 08/02/200 | | Examiner: |
| For: | MEMBERS CO | TOR PACKAGE HAVING POLYMER NFIGURED TO PROVIDE SELECTED IARACTERISTICS (as amended) | |
| Attorn | ey Docket No. 9 | 99-0866.3 | |
| | 1 | INFORMATION DISCLOSURE ST. September 15, 2003 | ATEMENT |
| Com P.O. | Stop Patent / missioner for Box 1450 andria, VA 22 | Patents | |
| Sir: | • | | |
| Discl | The followi osure Statem | ng sections are being subm nent: | itted for this Information |
| 1. | x | Preliminary Statements | |
| 2. | x | FORM PTO SB/08 | |
| 3. | | Statement As to Information M Examination Not Found in Pat | |
| 4. | _ <u>x</u> _ | Identification of Prior Application Was Already Cite are Submitted Or Need be S | d and For Which No Copies |
| 5. | | Cumulative Patents or Publica | ations. |
| 6. | | Copies of Listed Information I This Statement. | tems Accompanying |

| 7. | | Concise Explanation of Non-English Language Listed Information Items. |
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| 8. | | Translation(s) of Non-English Language Documents. |
| 9. | x | Identification of Person(s) Making This Information Disclosure Statement. |

Section 1. Preliminary Statements

Applicants submit herewith patents, publications or other information of which they are aware which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. §1.56.

The filing of this information disclosure statement shall not be construed as a representation that a search has made (37 C.F.R. 1.56 (g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

Section 2. Identification of Person(s) Making This INFORMATION DISCLOSURE STATEMENT

| | making this _ the invent | statement is tor(s) who signs below |
|--------------|-----------------------------|---|
| | | SIGNATURE OF INVENTOR |
| | | Name of Inventor |
| (b) <u>x</u> | _ the attorn | ey who signs below on the basis of: |
| | | the information supplied by the inventor(s) |
| | | an individual associated with the filing and prosecution of this application (37 CFR 1.56(c)) |
| | x | the information in the attorney's file. |
| Section 3. | Identification | on of Prior Application In Which Listed |

This application relies, under 35 U.S.C. 120, on the earlier filing date of application serial no. 10/210,926, filed on 08/02/2002, which is a continuation of Serial No. 09/841,221, filed 04/25/2001, Patent No.

are Submitted or Needed Be Submitted.

Information Was Already Cited and For Which No Copies

6,440,772B1, which is a division of Serial No. 09/454,503, filed 12/06/1999, Patent No. 6,384,487B1.

The attached list of references were submitted to and/or cited by the Office in these prior applications and, therefore, are not required to be provided in this application.

DATED this 15th day of September, 2003.

Respectfully submitted:

Stephen A. Gratton Registration No. 28,418 Attorney for Applicants

2764 South Braun Way Lakewood, CO 80228 Telephone: (303) 989 6353 FAX: (303) 989 6538

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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Date of Signature

Stephen A. Gratton, Attorney for Applicants

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| Substitute for form 1443/F10 | Application Number | | | |
| INFORMATION DICCLOSURE | Filing Date | 9/15/2003 | | |
| INFORMATION DISCLOSURE | First Named Inventor | STEVEN R. SMITH | | |
| STATEMENT BY APPLICANT | Art Unit | | | |
| (Use as many sheets as necessary) | Examiner Name | | | |
| Sheet 1 of 4 | Attorney Docket Number | 99-0866.3 | | |

| | | | U. S. PATENT | DOCUMENTS | |
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Translation is attached.

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| | INFORMATION DICCLOCURE | Filing Date | 9/15/2003 | | | |
| | INFORMATION DISCLOSURE | First Named Inventor | STEVEN R. SMITH | | | |
| | STATEMENT BY APPLICANT | Art Unit | | | | |
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| _ | Sheet 2 of 4 | Attorney Docket Number | 99-0866.3 | | | |

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Complete if Known Substitute for form 1449/PTO Application Number Filing Date September 12, 2003 INFORMATION DISCLOSURE First Named Inventor STEVEN R. SMITH STATEMENT BY APPLICANT Art Unit (Use as many sheets as necessary) Examiner Name Attorney Docket Number 99-0866.3

| Sheet | Sheet 3 of 4 | | | Attorney Docket Number 99-0866.3 | | | |
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| INF | ORMATION | DIS | CLOSURE | Filing Date | 09/15/2003 | | |
| STATEMENT BY APPLICANT (Use as many sheets as necessary) | | | PPLICANT | First Named Inventor | STEVEN R. SMITH | | |
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| Sheet | 4 | of | 4 | Attorney Docket Number | 99-0866.3 | | |

| | 1 20 | NON PATENT LITERATURE DOCUMENTS | |
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| Examiner Initials* | Cite No.1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
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